Page 8 Dkt: 130.045US2

REMARKS

This responds to the Office Action mailed on November 27, 2007.

No claims are amended, canceled, or added. Thus, claims 1-25 remain pending in this application.

Double Patenting Rejection

Claims 1-25 were rejected under the judicially created doctrine of double patenting over claim 1 of U.S. Patent No. 6,697,359.

Applicant does not admit that the claims are obvious in view of U.S. Patent No. 6,697,359. However, a Terminal Disclaimer in compliance with 37 C.F.R. 1.321(b)(iv) is enclosed herewith to obviate these rejections.

RESPONSE UNDER 37 CFR § 1.111

Serial Number: 10/752,390

Filing Date: January 6, 2004
Title: HIGH PERFORMANCE SWITCH FABRIC ELEMENT AND SWITCH SYSTEMS

Dkt: 130.045US2

CONCLUSION

Applicant respectfully submits that the claims are in condition for allowance, and notification to that effect is earnestly requested. The Examiner is invited to telephone Applicant's attorney at (612) 373-6960 to facilitate prosecution of this application.

If necessary, please charge any additional fees or credit overpayment to Deposit Account No. 19-0743.

Respectfully submitted,

SCHWEGMAN, LUNDBERG & WOESSNER, P.A. P.O. Box 2938 Minneapolis, MN 55402 (612) 373-6960

Date	12/28/2007		By	
			Reg. No. 38,377	•
CERTIFICATI filing system EFS this 28th day of <u>D</u>	S-Web, and is addressed to: !	undersigned herel Mail Stop Amendn	by certifies that this correspondence is being finent, Commissioner of Patents, P.O. Box 1450	eled using the USPTO's electronic of, Alexandria, VA 22313-1450 on
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